



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Brian Thomas Berkowitz Examiner: Thang H. Ho
Serial No.: 10/072,126 Group Art Unit: 2188
Filed: February 7, 2002 Docket: MS 172076.01/40062.0161US01
Confirmation No.: 2555 Notice of Allow. Date: August 13, 2004
Due Date: November 13, 2004
Title: METHOD AND SYSTEM FOR TRANSPORTING DATA CONTENT ON A STORAGE AREA NETWORK

CERTIFICATE UNDER 37 CFR 1.10:

"Express Mail" mailing label number: EV199953396US
Date of Deposit: September 14, 2004

I hereby certify that this paper or fee is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Mail Stop ISSUE FEE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

By: Paula Egolf

Name: Paula Egolf

Mail Stop ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

27488

PATENT TRADEMARK OFFICE

Sir:

We are transmitting herewith the attached:

- ☒ Transmittal Sheet in duplicate containing Certificate of Mailing
- ☒ Issue Fee Transmittal Part B (PTOL - 85)
- ☒ Check in the amount of \$1,630.00 for Issue and Publication Fees
- ☒ Comments on Statement of Reasons For Allowance
- ☒ Return postcard

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers or any future reply, if appropriate. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate of this sheet is enclosed.

MERCHANT & GOULD P.C.
P.O. Box 2903, Minneapolis, MN 55402-0903
303-357-1647

By: David D. Wier

Name: David D. Wier

Reg. No.: 48,229

DDWier



S/N 10/072,126

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Brian Thomas Berkowitz Examiner: Ho, Thang H.
Serial No.: 10/072,126 Group Art Unit: 2188
Filed: February 7, 2002 Docket No.: MS172076.1/40062.161US01
Title: METHOD AND SYSTEM FOR TRANSPORTING DATA CONTENT ON A
STORAGE AREA NETWORK

CERTIFICATE UNDER 37 CFR 1.10:

'Express Mail' mailing label number: EV 199953396 US

Date of Deposit: September 14, 2004

I hereby certify that this paper or fee is being deposited with the United States Postal Service 'Express Mail Post Office To Addressee Service' under 37 CFR 1.10 on the date indicated above and is addressed to: Mail Stop
ISSUE FEE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Paula Egolf
Paula Egolf

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Mail Stop ISSUE FEE
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant acknowledges the allowance of claims 15-22 and 26 in the subject application by the Examiner with appreciation. The Applicant agrees with the Examiner's Statement of Reasons for Allowance to the extent that the claims of the present invention are patentable over the references in the record. The Applicant respectfully traverses the Examiner's Statement of Reasons for Allowance to the extent that any comment is intended or has the effect of limiting a claim scope, explicitly or implicitly, by not reciting verbatim the respective claim language, or is intended or has the effect of limiting a claims scope by stating or implying that all the reasons for patentability are in any way fully enumerated.

The Applicant further points out that the reasons for allowance set forth by the Examiner are not the only reasons that claims 15-22 and 26 are allowable. Further reasons for allowance of the claims beyond those enumerated by the Examiner are described and set forth in the Applicant's specification. As the Examiner's reasons for allowance are not exhaustive, such reasons for allowance do not establish an estoppel against Applicant seeking and obtaining

Application No. 10/072,126

allowance of additional, broader claims in a continuation application, which Applicant reserves the right to file.

Respectfully submitted,

Date: September 14, 2004



A handwritten signature in black ink, appearing to read "D. Wier". The signature is written over a horizontal line.

David D. Wier
Reg. No. 48,229
Merchant & Gould, P.C.
P.O. Box 2903
Minneapolis, Minnesota 55402-0903
(303) 357-1647